

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
CORPUS CHRISTI DIVISION**

**DAVID HAVERKAMP,  
TDCJ NO. 00702013,  
Plaintiff,**

**v.**

**JOSEPH PENN, *et al.*,  
Defendants,**

§  
§  
§  
§  
§  
§  
§  
§

**Civil Action No. 2:17-CV-00018**

**Jury Demand**

---

**DEFENDANTS' JOINT NOTICE OF APPEAL**

---

Defendants Dr. Joseph Penn, Dr. Lanette Linthicum, Dr. Cynthia Jumper, F. Parker Hudson and Dr. Philip Keiser hereby jointly appeal to the United States Court of Appeals for the Fifth Circuit from the district court's Order [Dkt. No. 123] of April 2, 2020. This is an interlocutory appeal based on the denial of Defendants' entitlement to Eleventh Amendment immunity.

**Dated:** May 4, 2020.

Respectfully Submitted.

**KEN PAXTON**  
Attorney General of Texas

**JEFFREY C. MATEER**  
First Assistant Attorney General

**RYAN L. BANGERT**  
Deputy First Assistant Attorney General

**DARREN L. MCCARTY**  
Deputy Attorney General for Civil Litigation

**SHANNA E. MOLINARE**  
Division Chief  
Law Enforcement Defense Division

/s/ Courtney Corbello  
**COURTNEY CORBELLO**  
Assistant Attorney General  
Texas State Bar No. 24097533  
Southern District ID No. 3089117  
[courtney.corbello@oag.texas.gov](mailto:courtney.corbello@oag.texas.gov)  
**ATTORNEYS FOR DEFENDANTS PENN, JUMPER,  
AND HUDSON**

/s/ Bruce Garcia  
Bruce Garcia  
Assistant Attorney General  
Texas State Bar No. 07631060  
Southern District ID No. 18934  
[Bruce.Garcia@oag.texas.gov](mailto:Bruce.Garcia@oag.texas.gov)  
**ATTORNEY FOR DR. LINTHICUM**

**OFFICE OF THE ATTORNEY GENERAL**  
Law Enforcement Defense Division  
P.O. Box 12548, Capitol Station  
Austin, Texas 78711  
(512) 463-2080 / (512) 370-9410 (Fax)

/s/ John Strawn  
John R. Strawn, Jr., #19374100  
STRAWN PICKENS L.L.P.  
Pennzoil Place, South Tower  
711 Louisiana, Suite 1850  
Houston, Texas 77002  
(713) 659-9600  
(713) 659-9601 Fax  
[jstrawn@strawnpickens.com](mailto:jstrawn@strawnpickens.com)  
**ATTORNEY FOR DR. KEISER**

**NOTICE OF ELECTRONIC FILING**

I, **COURTNEY CORBELLO**, Assistant Attorney General of Texas, do hereby certify that I have electronically submitted for filing, a true and correct copy of the above and foregoing in accordance with the Electronic Case Files System of the Southern District of Texas, on May 4, 2020.

/s/ Courtney Corbello

**COURTNEY CORBELLO**

Assistant Attorney General

**CERTIFICATE OF SERVICE**

I, **COURTNEY CORBELLO**, Assistant Attorney General of Texas, do hereby certify that a true and correct copy of the above and foregoing has been served via US Postal Service, postage prepaid, certified mail, return receipt requested, on May 4, 2020, addressed to:

David Alan Haverkamp  
a/k/a Bobbie Lee Haverkamp, #702013  
Stiles Unit  
3060 FM 3514  
Beaumont, Texas 77705

/s/ Courtney Corbello

**COURTNEY CORBELLO**

Assistant Attorney General